

## AMENDMENT TRANSMITTAL LETTER (Small Entity)

Applicant(s): Shai Fultheim et al

FEB

5 2009

Docket No.

A-10779

Application No.	Filing Date	Examiner	Customer No.	Patent Art Unit	Confirmation No.
10/828,465	April 21,2004	David Silverq	20741	2128	5322

Invention: CLUSTER BASED OPERATING SYSTEM-AGNOSTIC VIRTUAL COMPUTING SYSTEM

COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

- Applicant claims small entity status. See 37 CFR 1.27

The fee has been calculated and is transmitted as shown below.

## CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	45 -	42 =	3	x \$26.00	\$78.00
INDEP. CLAIMS	3 -	3 =	0	x \$110.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$78.00

- No additional fee is required for amendment.  
 Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_  
 A check in the amount of \$78.00 to cover the filing fee is enclosed.  
 The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 08-2455  
 Any additional filing fees required under 37 C.F.R. 1.16.  
 Any patent application processing fees under 37 CFR 1.17.  
 Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

Dated: 2/15/09

Signature

Mitchell B. Wasson - Reg. 27,408  
Hoffman, Wasson & Gitler, P.C.  
2461 South Clark Street - Suite 522  
Arlington, VA 22202  
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I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

(Date)

Signature of Person Mailing Correspondence

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CC:

1019-1002A2



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of: Application No.: 10/828,465  
Fultheim, Shai

Filed: 04/21/04 Art Unit: 2128

For: Cluster Based Operating Examiner: David Silver  
System-Agnostic Virtual  
Computing System

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**AMENDMENT UNDER 37 C.F.R. § 1.111**

5 Mail Stop Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

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**Introductory Comments**

Sir:

15 In response to the Office Action of 26 November 2008, please amend the Application as follows.

A listing of the claims showing amendments made in response to the Office Action begins on page 2 of this paper.

Remarks begin at page 16.

02/06/2009 AWONDAF1 00000044 10828465

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